


FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 064162-0032
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLIC. NO. (if known, see 37 CFR 1.5) 10/509,513
INTERNATIONAL APPLICATION NO PCT/AU03/00381	INTERNATIONAL FILING DATE March 28, 2003	PRIORITY DATE CLAIMED March 28, 2002
TITLE OF INVENTION A COMPOSITION AND METHOD FOR KILLING OF TUMORS		
APPLICANTS FOR DO/EO/US Gerald W. BOTH, Trevor J. LOCKETT, Peter L. MOLLOY, Fiona H. CAMERON, Pamela J. RUSSELL, Rosetta MARTINIELLO-WILKS, Minoo J. MOGHADDAM, and Ian K. SMITH		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input type="checkbox"/> is attached herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendment has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).		
Items 11. to 16. below concern other document(s) or information included:		
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input checked="" type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English translation of the International Application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information 1) Paper copy of Sequence Listing 2) Copy of Preliminary Amendment filed September 28, 2004* 3) Date-Stamped Postcard of Preliminary Amendment filed September 28, 2004* 4) Petition for Two-Month Extension of Time		
* Please note that no additional claims fees are due at this time. A Preliminary Amendment was filed with the application on September 28, 2004 where the claims were amended to delete the multiple dependent claims to avoid the additional multiple dependent claims fee.		

U.S. APPLIC. NO. (if known, see 37 CFR 1.50) 10/509,513		INTERNATIONAL APPLICATION NO. PCT/AU03/00381		ATTORNEY'S DOCKET NUMBER 064162-0032	
				CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> The following fees are submitted:					
<input type="checkbox"/> Basic National Stage Fee \$300				\$0	
22. <input type="checkbox"/> Examination Fee If the written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200				\$0	
23. <input type="checkbox"/> Search Fee (37CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400 All other situations \$500				\$0	
TOTAL OF 21, 22 and 23 =				\$0	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction Thereof (round up to a whole number)	RATE		
-100	/50=		X\$250	\$0	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$0	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	0-20 =	0	x \$50.00	\$0	
Independent Claims	0-3 =	0	x \$200.00	\$0	
Multiple dependent claim(s) (if applicable)			+ \$360.00	\$0	
TOTAL OF ABOVE CALCULATIONS =				\$0	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.				\$0	
SUBTOTAL =				\$0	
Processing fee of \$130.00 for furnishing the English translation later than the 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+	\$0
TOTAL NATIONAL FEE =				\$0	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	\$40.00
TOTAL FEES ENCLOSED =				\$40.00	
				Amount to be refunded	\$0
				Amount to be charged	\$40.00
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed. b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>500417</u> in the amount of <u>\$40.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>500417</u> . A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. SEND ALL CORRESPONDENCE TO: Customer Number 20277 Telephone: 202.756.8000 Facsimile: 202.756.8087					
 SIGNATURE Judith L. Toffenetti NAME 39,048 REGISTRATION NUMBER				October 24, 2005 DATE	

BASED ON FORM PTO-1390 (Rev. 2-2005)

COPY

Applicant: Gerald W. BOTH, et al. Docket No. 64162-032

Title: A COMPOSITION AND METHOD FOR KILLING OF TUMOURS Serial/Reg./Patent No. Not yet assigned

Date Sent: 9/28/2004 ☒ Hand Carried ☐ Fax ☐ Electronic ☐ Cert of Mailing ☐ First Class Mail ☐ Express Mail No.

☒ Transmittal Letter

☐ New Patent App ☐ Utility ☐ Design ☐ Cont. ☐ CIP ☐ Div. ☒ PCT ☐ RCE ☐ Prov

☐ Other: _____

21 _____ pages of Specification ☐ Letter submitting _____ pages of drawings

4 _____ pages of Claims ☐ Req. for Approval of Drawing Amendments

_____ pages of Abstract ☐ Req. for Oral Hearing

12 _____ pages of Formal Drawings ☐ Not. of Appeal ☐ Appeal Brief ☐ Reply Brief

☐ Small Entity ☒ Large Entity ☐ Rule 312 Amendment/Letter

☐ Declaration/Power of Attorney ☐ Req. for Acknowledgement of Cited Art

☐ Recordation of Assignment ☐ Issue Fee

☒ Information Disclosure Statement ☐ Publication Fee

1 _____ Form PTO 1449 ☐ Req. for Certificate of Correction

7 _____ copies of cited references ☐ Maintenance Fee for _____ years after grant

☒ Preliminary Amendment ☐ Fee Address Indication Form

☐ Response to Missing Parts Notice ☐ Terminal Disclaimer

☐ Resp. to Notice to Correct App. Papers ☐ Petition to Commissioner

☐ Status Inquiry

Other ☐ 1. International Search Report prepared by AU.

☐ 2. Front page of Published International Application. 3. PCT/IPEA/408.

☐ 409.416 4. PCT/IB/306 (PCT Rule 92bis.1 and Administrative Instructions.

☒ Section 422

☐ Certified Copy of Priority Doc.

☐ Claim for Convention Priority

Check for \$	<input checked="" type="checkbox"/> Charge Deposit Acct. 500417\$	1354.00	Atty Init.	JLT	Trkr. #	6740	Secy. or PL:	GVeppumthara
CMS Descr.:		1-1080.00	3-144.00	5-130.00	EARLY SERIAL NUMBER			

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

